

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re:
MYRON & TERRI LYMAN

Chapter 13
Case No. 09-50285 RLE

Debtor(s) _____/

MOTION TO MODIFY CHAPTER 13 PLAN

The Debtor(s) respectfully request that the Court modify the Chapter 13 plan as follows:

- x 1. With respect to the monthly plan payments of \$850.00 _____, those payments shall:
_____ be suspended for \$ _____
_____ be increased to \$ _____, effective _____
 x be decreased to \$800.00 _____, effective March 2010 _____
_____ [other]
- x 2. With regard to secured claims:
_____ to treat the claim(s) of additional creditors as secured, as follows:

<u>Creditor Name</u>	<u>Value of Collateral</u>	<u>Monthly Pmt (if fixed)</u>	<u>Interest Rate (must be specified)</u>
_____	_____	_____	_____

_____ to change the treatment of certain secured claims, as follows:

<u>Creditor Name</u>	<u>Value of Collateral</u>	<u>Monthly Pmt (if fixed)</u>	<u>Interest Rate (must be specified)</u>
_____	_____	_____	_____
- x to treat as unsecured, the claims of the following creditors which were previously treated as secured.
Aurora Loan Services (973 Buckeye Ct. Sunnyvale, CA 94086)
- _____ 3. With regard to general unsecured claims, to change the dividend paid:
_____ from _____ % to _____ %
_____ from a pot plan* of \$ _____ to a pot plan* of \$ _____
_____ from a percentage plan at _____ % to a pot plan* of \$ _____
_____ from a pot plan* of \$ _____ to a percentage plan at _____ %
* A pot plan provides for a sum (as specified above) to be distributed pro rata, in amounts determined after allowed administrative, secured and priority unsecured claims are paid. The plan payments will continue at the highest monthly payment provided in the confirmed plan, as it may have been modified, as necessary to pay all allowed administrative, secured and priority unsecured claims within sixty (60) months of the original date of confirmation.
- _____ 4. Other modifications:
- x 5. Debtor(s') reason(s) for requesting the above modification are: **Debtors cannot afford to retain their property and is surrendering the property located at 973 Buckeye Ct. Sunnyvale CA 94086.**
- _____ 6. The plan, if modified, would be completed within sixty (60) months from commencement of the case.

WHEREFORE, the Debtor(s) request that the Court modify the Chapter 13 plan as set forth above.

Dated: 3/26/10
Rev. 2/05

/s/ David A. Boone _____
[Attorney for] Debtor(s)